

REGULAR MEETING of the Burrillville Town Council to be held Wednesday, March 11, 2015 at 7:00 P.M. in the Municipal Court Room, Burrillville Police Station, 1477 Victory Highway, Oakland, RI for and within the Town of Burrillville.

PRESENT: Council President John F. Pacheco III and Councilors Stephen N. Rawson, Nancy F. Binns, Michelle D. Bouchard, Kimberly Brissette Brown, Donald A. Fox and David J. Place

MEMBERS ABSENT:

1. Pledge of Allegiance

2. That the question of accepting the minutes of the regular meeting held February 25, 2015 and the special meeting held February 23, 2015, and the question of dispensing with the reading of said minutes; be now taken up.

3. Public Comment

4. General Good and Welfare of the Town of Burrillville

5. Special Business to be considered and acted on:

15-057 MOTION to adopt a proclamation honoring the Burrillville High School Football Team – 2014-15 Division IV Champions; to be considered and acted on.

6. Petitions: None

7. Public Hearing: None

8. Unfinished Business to be considered and acted on: None

9. New Business to be considered and acted on:

15-058 Discussion relative to the FYE2014 Comprehensive Annual Financial Report.

15-059 Consider and act on correspondence from Jeffrey M. McCormick, P.E., Director of Public Works, regarding his request that the Town Council extend on-call contractors, as listed, for one year.

15-060 Correspondence from Edward J. Pienkos, Information Systems Manager, regarding his request that the Town Council declare surplus certain equipment, as listed.

15-061 Correspondence from Ken Milligan regarding his resignation from the Burrillville Budget Board and the Burrillville Recreation Commission.

15-062 MOTION to refer to the Screening Subcommittee the applications for reappointment from Leslie Bowen of the Board of Canvassers, Paul A. McDonald of the Personnel Board, Christopher Desjardins, Bruce Ferreira and Jeffrey Presbrey of the Planning Board and Edward F. Bonczek and Renay McLeish of the Redevelopment Agency; to be considered and acted on.

15-063 Correspondence from David J. Place, Chair, Screening Subcommittee regarding the Subcommittee's recommendations to reappoint:

A) Kathan M. Lambert and Jacqueline Zahn to the Juvenile Hearing Board; and

B) Tony Wood as an alternate member of the Personnel Board; and

C) to elevate James Alix from alternate member to full member of the Recreation Commission.

15-064 Correspondence from Council President John F. Pacheco III regarding appointing a different liaison to the Burrillville Extended Care Board of Directors.

Legislation to be considered and acted on:

15-065 Consider and act on a request from the Middletown Town Council for support of their resolution opposing House Bill 2015 – H 5257; an act relating to waters and navigation – harbors and harbor lines.

15-066 Consider and act on legislation pending before the Rhode Island General Assembly, as follows:

A) S 0383, Relating to Taxation - Levy and Assessment of Local Taxes

Increases from three (3) to six (6) years the interval of time within which a city or town must conduct an update of its last real property revaluation.

B) S 0446, Relating to Labor and Labor Relations - Arbitration - Continuance of Contractual Provisions

Requires that the contractual provisions contained in a collective bargaining agreement with certified school teachers and municipal employees would continue until a successor agreement has been reached between the parties.

C) S 0531, Relating to Labor and Labor Relations - Interest Arbitration Police and Fire

Extends any existing collective bargaining agreements for firefighters and municipal police until a successor agreement has been reached or an interest arbitration award has been rendered.

D) S 0540, Relating to Public Property and Works - State Purchases

This act would require the state and municipalities to award bids for purchases of goods or services to the lowest responsive and responsible bidder whose bid is the lowest price.

E) S 0559, Relating to Taxation - Levy and Assessment of Local Taxes

Exempts from taxation residential property developments not completed or, if completed, not sold and occupied.

F) S 0575, Relating to Parks and Recreational Areas - Public Use of Private Lands -Liability Limitations

Changes the definition of "owner" to exclude the state and municipalities for the purposes of liability limitations relating to

public use of private lands.

G) S 0592, Relating to Courts and Civil Procedure - Procedure Generally

Provides that an open and obvious danger or defect is not a complete bar to recovery of damages in personal injury or property damage actions.

H) H 5332, Relating to Towns and Cities – State Aid

This act would permit municipalities to seek reimbursement for essential services provided to certain tax exempt properties.

I) H 5529, Relating to Highways - Construction and Maintenance of State Roads

Requires cities or towns to implement a snow removal priority plan to place his or her importance on removing snow from certain roads and facilities.

J) H 5555, Relating to Education - Charter Schools

Requires the board of education to make certain findings regarding the sending districts before granting approval to a new charter school project.

K) H 5716, Relating to Education - Foundation Level School Support

Provides municipality or LEA with A rating or better with any of primary rating agencies and can issue and sell bonds on open market

without general assembly approval or being issued through Rhode Island health and educational building corporation.

L) H 5725, Relating to Taxation -- Excise on Motor Vehicles and Trailers

Exempts from the excise tax any vehicle or trailer with a valuation of five thousand dollars (\$5,000) or less. (Finance Director's recommendation attached.)

10. Town Clerk/Communication to be considered and acted on:

15-067 Invitation to march in the 59th Annual St. Patrick's Day Parade from Jeanne-Marie Napolitano, Mayor, City of Newport.

11. Additional New Business to be considered and acted on:

15-068 Request for executive session from Michael C. Wood, Town Manager, pursuant to Rhode Island Open Meeting Law:

A) [§42-46-5 (a)(5)] for review, discussion and considerations related to the acquisition, sale and exchange of real property (Assessors Map 179, Lots 89 and 90); and

B) [§42-46-5(a)(2)] for discussion and action relative to employee pension litigation; and

C) [§42-46-5 (a)(2)] for discussion and action relative to matters of

litigation between the Town and TransCanada (Ocean State Power)

12. Adjournment

The Town of Burrillville will provide accommodations needed to ensure equal participation. Please contact the Burrillville Town Clerk at least three (3) business days prior to the meeting so arrangements can be made to provide such assistance at no cost to the person requesting it. A request for this service can be made in writing or by calling (401) 568-4300 (voice) or “via RI Relay 1-800-745-5555” (TTY).